

# Murphy Spadaro & Landon

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December 8, 2005

## **BY ELECTRONIC FILING**

The Honorable Kent A. Jordan  
United States District Court  
844 North King Street, Room 4209  
Wilmington, DE 19801

**RE: Eames v. Nationwide Mut. Ins. Co.**  
**C.A. No.: 04-CV-1324KAJ**

Dear Judge Jordan:

At the November 8, 2005 hearing on Nationwide's motion to dismiss, the Court ordered the parties to confer regarding certain scheduling issues. We have done so, and submit the following proposal jointly with Nationwide:

Expert disclosures on class certification issues: January 23, 2006  
Close of class certification discovery: February 28, 2006  
Eames plaintiffs' motion for class certification, with opening brief: March 7, 2006  
Nationwide's answering brief on class certification: March 21, 2006  
Eames plaintiffs' reply brief on class certification: March 28, 2006

The parties are available to answer any questions regarding these scheduling matters, and to prepare an appropriate form of Order if desired.

Respectfully,

/s/ John S. Spadaro

John S. Spadaro

JSS/slr

cc: Curtis P. Cheyney, III, Esq. (by electronic filing)

**IN THE UNITED STATES DISTRICT COURT  
IN AND FOR THE DISTRICT OF DELAWARE**

THOMAS A. EAMES, ROBERTA L. EAMES )  
and TAMMY EAMES, on behalf of )  
themselves and all others )  
similarly situated, )  
v. )  
Plaintiffs, ) C.A. No. 04-CV-1324KAJ  
NATIONWIDE MUTUAL INSURANCE )  
COMPANY, )  
Defendant. )

**NOTICE OF SERVICE**

I hereby certify that on this date, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following:

Nicholas E. Skiles, Esq.  
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Attorneys for plaintiffs  
Thomas A. Eames, Roberta L. Eames and  
Tammy Eames (on behalf of themselves and  
all others similarly situated)

December 8, 2005